

1 STEVEN G. KALAR
Federal Public Defender
2 VARELL L. FULLER
Assistant Federal Public Defender
3 160 West Santa Clara Street, Suite 575
San Jose, CA 95113
4 Telephone: (408) 291-7753
5 Counsel for Defendant SANTIAGO-GARCIA
6

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION

10 UNITED STATES OF AMERICA,) No. CR 11-000684-EJD
11)
Plaintiff,) STIPULATION AND ~~PROPOSED~~
12) ORDER CONTINUING SENTENCING
vs.) HEARING DATE TO JANUARY 28, 2013
13)
HERMINIO SANTIAGO-GARCIA,)
14)
Defendant.)
15 _____)

16 **STIPULATION**

17 Defendant Herminio-Santiago-Garcia, by and through Assistant Federal Public Defender
18 Varell L. Fuller, and the United States, by and through Special Assistant United States Attorney
19 Ann Marie Ursini, hereby stipulate and agree, subject to the Court's approval, that the sentencing
20 hearing currently set in this matter for Monday, December 17, 2012, at 1:30 p.m., be continued
21 to Monday, January 28, 2013, at 1:30 p.m.

22 Mr. Santiago-Garcia has entered an open plea to one count of violating 18 U.S.C. § 1326,
23 illegal reentry. A sentencing hearing is presently set in this matter for December 17, 2012, and
24 counsel for Mr. Santiago-Garcia respectfully request a brief continuance to January to permit
25 counsel for Mr. Santiago-Garcia additional time to prepare for the sentencing hearing.
26

1 Accordingly, the defense respectfully request that the sentencing hearing date be continued to
2 January 28, 2013. United States Probation Officer Karen Mar, who has been assigned to conduct
3 the presentence investigation, has been consulted about the requested continuance and has no
4 objection.

5
6 Dated: December 12, 2012

7 _____/s/_____
VARELL L. FULLER
8 Assistant Federal Public Defender

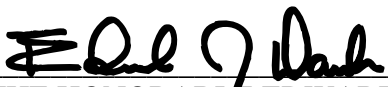
9 Dated December 12, 2012

10 _____/s/_____
ANN MARIE URSINI
Special Assistant United States Attorney

11 **~~PROPOSED~~ ORDER**

12 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that
13 the sentencing hearing date set for Monday, December 17, 2012, at 1:30 p.m. is continued to
14 Monday, January 28, 2013, at 1:30 p.m.

15
16 Dated: 12/13/2012

17 
18 THE HONORABLE EDWARD J. DAVILA
United States District Court Judge